Copeka State Iournal An Independent Newspaper. By FRANK P. MAC LENNAN.

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PULL LEASED WIRE REPORT OF THE ASSOCIATED PRESS

The State Journal is a member of the Associated Press and receives the full day telegraph report of that great news organisation, for the exclusive afternoon publication in Topeka.

The news is received in The State Journal building over wires for this sole pur-

MEMBER: Audit Bureau of Circulations. Newspaper Publish American

A larger commercial and industrial future for Topeka depends a good deal on the response of its business and professional men to the campaign of the Commercial club for an adequate membership. On the new basis of a smaller membership with increased dues, the club should be even a much more effective organization than it It has already done a fine to do a larger one are many. But they can only be taken advantage of by all of the business and professional interests of Topeka joining hands through this organization and pulling together.

any extent in the past among the soclety leaders of Washington, but it won't be long now before all of them will making their obeisances to her.

Chicago, with a saloonless Sunday, might well be construed as a harbinger of the approaching XX millen-

Somebody has overlooked a bet in not noticing the drouth that's prevailed in Kansas of late. It hasn't rained for several days.

Kaiser Wilhelm easily wins the medals for being the most active and busiest of the European monarchs. Reports have it that he is now on his way to the new battle line of the Teu-

that the Allies are as weak with their diplomacy as they are with their arms.

But the "war experts" are merely self-constituted authorities on how all phases of the war should be conducted, and while what they have to say may be more or less interesting, it doesn't count for much. Certainly it will have no bearing on the final outcome of the Europeen conflagration.

When, at the beginning of the struggle, Lord Kitchener predicted that the war would continue for three years at least, he appeared to know pretty well whervor he spoke. And this seems to be about the only war prophecy to date that is likely to be fulfilled.

changes to spend our money, but we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a great deal and yet we did not spend a pond on the final on toon spend on the show once and read on it 'Drop a coin here.' My wife said: 'Henry, get away from that box: 'You are always dropping coins here.' I looked a little closer and found that by dropping in a penny I could pull out a box of matches, the same way of the closer and found that by dropping in a penny I could pull out a box of matches, the same way of the created. In the parade a number of public officers among them, Governor Arthur Capper participated. Immediately after the line reached the Auditorium and long the system, at the sevent, a tiers of seats semi-circular in show down at the spend to the Auditorium and to the Auditorium and to the Au

to Senator Weeks of Massachusetts during his two-days' tour of the state is without any particular political sig- Confirmation of Half Billion Loan

Duty scored a victory over love in Washington the other day when firm the action of the government in President Wilson devoted consider-raising a loan of \$500,000,000 in the united States in conjunction with the time to the final draft of our note to England protesting against her the house of commons Tuesday eventually the bouse of commons the control of the government in the co

Columbus Day, one of the newer lords has passed it. Previous to the passage of the bill, Reginald McKenholidays, was generally observed in na. the chancellor of the exchequer, this section as usual-by the banks explained the reasons for the loan and

in making the distance between Wash- it was passed unanimously. ington and Baltimore in ninety minutes on Sunday. President Wilson and his flancee motored at the rate of 30 miles an hour. And that's considered rather reckless automobiling in Kan- No Wonder Militia Was Needed in

WAR'S TERRIBLE TOLL.

The human harvest was bad!" Thus the historian sums up the conditions in Rome in the days of the good emperor, Marcus Aurelius, writes David Starr Jordan in The Scientific Monthly. By this he means that while population and wealth were increasing, manhood had failed. There creasing, manhood had failed. There are greater than 5,000 votes cast. ditions in Rome in the days of the David Starr Jordan in The Scientific Monthly. By this he means that while population and wealth were increasing, manhood had failed. There were men enough in the streets, men enough in the camps, menial laborers enough and idlers enough, but of good soldiers there were too few. For the state of the street of

business of the state, which in those days was mainly war, its men were inadequate. In recognition of this condition we touch again the overshadowing fact in the history of Europe, the effect of "military selection" on the human breed. The Fall of Rome was due not to luxury, effeminacy or corruption, not to Nero's or Caligula's wickedness, nor to the futility of Constantine's descendants. It began at Philippi, where the spirit of domination overcame the spirit of freedom. It was forecast still earlier in the rise of consuls and triumvirs incident to the thinning out of the sturdy and self-sufficient strains who brooked no arbitrary rule. While the best men were falling in war, civil or foreign, or remained behind in far-away colonies, the stock at home went on repeating its weakling parentage.

LIGHTNING RODS NOT A JOKE. A report is soon to be issued by the United States bureau of standards of a survey of statistical data relating to life and property hazards from lightning and also of existing methods of protection against lightning. The field covered does not include electrical power and signal systems, but does include buildings of various kinds, precautions to be observed by persons in thunderstorms, and interesting information in regard to lightning. The paper is, in the main, designed for the layman, although some parts of it are necessity rather technical. The literature of the subjects of lightning phenomena and protection against lightning was thoroughly searched for reliable information; reports of fire insurance companies and fire marshals were examined, and lightning rod manufacturers were asked to submit manufacturers were asked to submit bonding company for \$20,000 alleged to have been collected in excess of the observations as to how a system of rightful estimates through the alleged the results of their experience and lightning rods should be installed. The lightning rods should be installed. The net result of the investigation is to show by means of reliable statistics that the lightning rod, when properly installed, is a trustworthy means of The city come back with a counter of the contract. protecting property against lightning.

## A MONTH AWAY

work for Topeka. Its opportunities Mr. and Mrs. Henry Schwalm of Topeka Visit Both California Fairs.

Mr. and Mrs. Henry Schwalm re turned on Tuesday from a four weeks' trip to California. Mr. Schwalm has been employed in the machinery department of the Santa shops for thir Mrs. Galt may not have shone to and wife, what is known as the highest pass granted any employee, issued after thirty years' service, and good over any part of the system. The two had an enjoyable time and their experience shows that it is possible for a couple to visit fairs and the coast on a moderate sum, plus the cost of the railway fare, which is low.

Mr. Schwalm and his wife said that

Mr. Schwalm and his wife said that they were never overcharged. The room for the two of them, which was sufficiently comfortable for their wants, cost them \$3 per week. Their meals averaged under 25 cents each. They were amazed at the cheapness of fruit—10 cents for three pounds of They were amazed at the cheapness of fruit—10 cents for three pounds of large grapes; fine oranges and peaches costing in proportion. Probably the most interesting souvenirs they brought back with them were gold pieces from the United States mint. These were in denominations of \$1,50 cents and 25 cents. The 25 cent pieces are mere disc flakes of gold, smaller than the nail of one's little finger and about as thick.

Mr. Schwalm said today: "We had a very enjoyable trip. From our room

serving against the new battle line of the Teutonic allies that is marching against today: "We had served and about as thick." We had served and about as thick. The event was one of the mand in the various war zones where Germany is engaged are just as well pleased that there are so many of them. This means that the Kalser cannot remain very long at any one of them in his efforts to keep in close personal touch with all of them.

Because of the muddle in the Balkan, the "war experts" are instains the Allies are as weak with their arms, diplomacy as they are with their arms of the machine and the plants of the serving are merely on the serving and the plants of the meetings which the seats also traded two buffalo the seath of the seasy fines.

We have the features of the meetings which the seasy fines are being attended by more than 4.

This means that the Kalser are so many of the exposition of the seasy fines.

The deal with I. Z. Horne, of Belling and these will be kept indoors during the winter.

The deal with I. Z. Horne, of Belling the

in Topeka in August.'

# Because Kansas is so generous with her oyations, the one that was given LOAN. BILL IN MAKING

Passes House of Commons.

London, Oct. 13 .- A loan bill to connote to England protesting against her the house of commons Tuesday evening. It is expected to receive the royal assent as soon as the house being patriotic or commemorative, the banks take off their hats to no one.

What the automobile speed limit the speed limit th What the automobile speed limit A large majority of the members gave may be in Maryland is not at hand but the bill their unqualified support and

# ONLY 19 VOTES

South Carolina Election.

Charleston, S. C., Oct. 13.—Tensity of the bitter factional fight in the Democratic primaries yesterday which caused Governor Manning to hold in

The Old Fifth Ward Sewer Scandal Is Revival.

It Is Being Given an Airing Before Judge Dana.

After lying in a state of semi-coma-for several years, the old Fifth ward sewer scandal again invaded the courts of Shawnee county this morn-ing. Argument as to confirmation of the findings of Robert Stone, referee, in the case of the city against G. W.

James F. McCabe, city engineer, by M. W. Gilmore, a contractor, in part-nership with Brooks in the construc-tion of the sewer. The charges were filed about 18 months after the sewer was completed and recited a story of bribery, corruption and padded esti-mates on the part of McCabe. A grand jury was called to probe the charges but after much ado failed to make criminal charges against Mc-Cabe stand. He is now somewhere in Cabe stand. He is now somewhere in

Suits and Counter Suits. On the heels of the grand jury in-estigation, suit was filed by the city gainst Gilmore, Brooks and the against Gilmore, corrupt action of McCabe. Gilmore had a sidewalk contract of the claim wherein it sued Gilmore in-dividually for the craims against the three defendants in the original suit

The case came to trial Dec. 16, 1909, and ended in a verdict of a jury giv-ing the city a judgment against Gilamount of Gilmore's sidewalk contract the verdict gave the city a balance judgent of \$4.746.90. Next the city of the city and the city and the city of ing the city a judgment against more for \$8,327.78. Deducting

Next the city filed suits against Brooks and the bonding company. The latter case lay dormant for several years. Last year F. G. Drenning, a local attorney and city attorney when the scandal was exposed, was given a contract by the city to take up the suits. The case against Brooks and the bonding company was refered to Robert Stone as referee. red to Robert Stone as referee. Out of the general chaos of litiga-tion, and counter claims, Stone recent-

submitted a finding of facts, giving Drenning is now fighting before the ounty tribunal to have the finding of facts confirmed by the courts. Representing the defendants in today's argument are Ed McKeever and Judge T. F. Garver.

# ODD FELLOWS IN LINE

Nearly 4,000 Members of the Order in Parade.

Every branch of Odd-Fellowship was represented in a parade this aftwas represented in a parade this afternoon in which nearly fifteen hundred delegates to the convention participated. The event was one of the big features of the meetings which

masters and public officers; officers of the Rebekah degree, and past pres-idents of the assembly and wives of all grand lodge and grand encampment officers; a float carrying a pic-ture of the log cabin in which the first Odd Fellow lodge in the state held meetings, and a picture of the orphans' home at Eureka Springs, and automobiles carrying sixty children

# OAK GRANGE FAIR

The First Since 1899 to Be Held Fr

The farmers in the Oak Grange district were so pleased with their crops this year that they have decided to give a fair Friday and Saturday of this week. This will be the first grange fair sice 1899, and will be the biggest ever held at Oak. Every one of the 170 members of the chimney and over the kitchen of the Crittenton home in Quinton Heights, at 2 o'clock this afternoon. It was extinguished with only slight damage.

Have your and ever held at Oak. Every one of the 170 members of the grange is doing his part to have an agricultural display that will measure up to the standard of any grange in the state.

L. L. Vrooman, master of the grange, and H. H. Wallace, a member, are actively engaged in arranging for the exhibits which will be shown in the grange hall which is six miles west and two miles couth of Toppek. west and two miles south of Topeka.

# BARS ALL BUT HORSES Suits dry cleaned . 75c. Topeka

California Quarantine on Cloven Hoofed Animals From Kansas.

cattle and sheep. But there is no chance. A telegram today from Charles Keane, California state vetterinarian, states that the quarantine erinarian, states that the quarantine will not be lifted this month. Several large poults

Several large poultry exhibits will go to California from Kansas this month. But one car of Kansas live stock was exhibited at the fair. This exhibit won the grand prize.

## PETERKIN IN SKIRTS

Little Girl Wants to Know What They Are Fighting About.

Just because those who fought in the Civil war can tell why every move was made, and its cause, why should they be able to be able t the findings of Robert Stone, referee, in the case of the city against G. W. Brooks and the Title Guaranty and Surety company, began before Judge Dana in the first division of the district court. Stone's finding of facts the defendants. Brooks was one of the defendants. Brooks was one of the contractors in charge of constructing the sewer and the co-defendant is the bonding company. haired veteran of the war of the rebellion, came near monopolizing all the interest of those near her. Despite the fact that a scene of the thrilling october, 1907, following sensational and startling charges filed with the city council and Mayor Green against larges F McCabe city engineer by the fact that a scene of the thrilling forman drive into Russia was being thrown on the screen she hurled a volley of rapid fire questions at her "host." The conversation ran some-thing like this:

"Granddaddy, what are they doing Who are all those men? "They are Germans marching to fight the Russians." "Are they going to kill the Russians?

"How are they going to kill the Russians' 'With their guns." "What do they want to kill them

against them."
"But Granddaddy, what are they fighting about?"

'Oh, they're fighting because-beause—er— Say look here, suppose ou watch these pictures a little closer causeand you can see what they're fighting about just as well as I can.

## TAX RICH MEN HEAVIER

Poor Bear Disproportionate Share, Says Income Tax Brief.

Washington, Oct. 13 .- Heavier taxation on big incomes as a relief from 'the disproportionate share" of gov-Tuesday by the government in a brief filed with the supreme colurt in the pending income tax cases. The brief bears the names of Attorney General Gregory, Solicitor General Davis and Gregory, Solicitor General William Attorney General William Attorney General William admitted that he came to Topeka to Assistant Attorney General William Wallace, jr., and represents months of study by the government's legal talent of all the various attacks on the income tax, the success of which would reduce the government's income \$82,-

# OSTRICHES AT GAGE

Porter Trades a Deer for Two Big

The greenhouser at Gage park are to seem more tropical by the addition of two baby ostriches. W. L. Porter, city commissioner of parks, has traded a deer for two baby estriches,

## SHIPMENT OF GOLD

Special Armed Baggage Car Attached to United States Train.

Bangor, Me., Oct. 13.—A shipment of British gold from London to New York by way of Halifax passed through here today in a special armed baggage car attached to a regular The value of the shipment was estimated at from six to ten million.

### LOCAL MENTION.

Lost on Kansas avenue today about noon, between Sixth and Eighth streets, \$31.00 in \$20, \$10 and \$1.00 bills, by our messenger boy. Reward for return to Paince Clothing Co.— Advertisement.

Have your suit or overcoat made to order, \$25.00, at Olof Ekberg, 708 Kansas ave., second floor.—Adv.

Suit to contest the legality of the Wichita jitney ordinance reached the supreme court today on an appeal by the jitney owners. At the request of attorneys in the case, a temporary re-straining order was issued and the case advanced for hearing to Novem-

The Santa Fe barber shop, formerly located at 603 E. 5th st., is now located at 108 E. 8th st.—Advertisement.

State May Force Eleven Companies From Kansas.

Will Also Seek Collection Fines Under Law.

## BOTH CIVIL AND CRIMINAL SUITS

Numerous Suits Expected to Follow Today's Conference.

Trouble is being piled up for eleven bridge companies and their repre-sentatives in the alleged bridge trust. Both civil ouster proceedings seeking big fines and criminal actions against representatives of the companies will probably be filed as a result of to-day's conference in the office of S. M. Brewster, attorney general.

Brewster, attorney general.

The cases against the members of the alleged bridge trust will probably be filed in the next few days. Bulky evidence gathered by A. M. Keene of Fort Scott, special assistant attorney general, is this afternoon being presented to Brewster and petitions in the case will probably be filed at once.

Before entering the conference this afternoon Keene declined to discuss the probable action of the state. Re-"What do they want to kill them cently, though, Keene sent a long let-ter to Brewster in which he outlined the evidence which he had gathered through inquisitions and months investigation. In this letter Keene stated that he was convinced sufficient evidence could be produced to establish the existence of a combine or agreement among the bridge building companies. ing companies.

Ing companies.

Rumors at the state house today were to the effect that the action against the bridge trust would become one of the most sensational ouster proone of the most sensational outer proceedings filed in Kansas in a number of years. Should the state follow the plan apparently contemplated by the special investigators, both civil and ector favority and criminal actions are quite probable.

Warrants for Twenty Men. One statement today was to the effect that probably twenty or more representatives of bridge companies doing business in this state might be ernmental support borne by the poor prosecuted criminally as a result of offering. under indirect taxation was defended the recent probe. Names of neither fuesday by the government in a brief the companies nor the individuals

general. That action was contemplated was admitted by Keene. H general. declined, however, to outline probable plans.

Suits in Supreme Court.

Suits against the bridge companies will probably be filed in the court. These These petitions will ask that mpanies be ousted from doing business in Kansas. They will also ask that the property of the companies in this state be levied against for the collection of fines amounting to thou-sands of dollars, collectable under the state anti-trust law.

Criminal actions may be filed simultaneously. A long list of names of bridge company representatives accused of law violation is known to be and the young feather raisers will arrive from Swope park in Kansas City and be placed in the flower house at this wack. prison sentence of anti-trust violators under certain conditions. In the criminal cases the individuals will not only face a prison or jall sentence, but also heavy fines.

Years and the distribution of the pany to a most capable lead, only the very best talent possible was to be secured and one only needs to see the show to realize that such is the case. The company will be seen at the Grand opera house on Saturday, Oct.

Winfield, Kan., Oct. 13.—Dr. A. B.
Emery, ap rominent doctor here, proprietor of a sanitarium for women, killed himself this morning by cutting patient rights, has notified S. M. Brewster, attorney general, that he will gladly give any information at his disposal. Luten offers to come to Kansany places about the body. One of the stabs was in the eye.

He was 66 years old and despondent because of hopeless kidney trouble.

eral by registered mail under date of October 11. Luten says:

Denies His Connection. "The newspapers of Kansas have published numerous references to an alleged bridge trust and your investi-

ected with the alleged bridge trust. I am not connected with any trust, but I am in possession of information that should enable you to prove violotion of the Kansas anti-trust law on the part of certain bridge engineers in your state. Also, I have information regarding a conspiracy by the state engineers of Kansas and Iowa and others, to discredit my patents by circulating rumors that I am part of a bridge trust."

# BREAK U. S. SEALS

Turks Overcome Opposition and Examine French Records.

Paris, Oct. 13.—The American em-bassy informed the French foreign of-fice today that desppite the protests and opposition of the American consul and opposition of the American consult
at Beirut, Syria, the French consulate
in that city, to which American seals
had been applied, had been violated
by the Turkish authorities who began
an examination of the consulate

# GIRLS TRACK MEET

It will pay you to get our estimate on that lumber bill. Phone 865. J. B. Entertainment in Burlesque Given at Whelan & Co., 711 E. 4th.—adv. the Y. W. C. A.

lesque meet, and were divided into two classes, prunes and prisms. Fol-lowing are the events as they were run off and the winners: Four foot dash, Miss Frances Gartside, shotput Miss Lois Allison; relay race, Miss Thelma Foster; bean put, Miss Dorothy Bear; running high screech, Miss Lela Mitchell; ten foot dash, Miss Zelma Speer; endurance handicap, Miss Kirkpatrick; one mile, Miss Ethel Harriett; broad grin, Miss Eva Cattering; broad jump, Miss Frances Gartside Referee of meet, Miss

Clare Armstrong, Prizes were awarded winners following the games were served typical track meet refreshments, salted peanuts, red striped stick candy, ice cream cones and pink lemonade, Prior to the contest the club held a short business meeting and elected Miss Aletta Fisher, 822 Buchanan street,

### **BIRTHS REPORTED**

The following births were reported at the office of the city clerk today: E. C. Spencer and wife, 1016 Madin street, October 10, boy.

Charles Nelson Youngdof and wife, 517 Scotland avenue. October 9, girl. that he compiled with the company's Boris Galitzki and wife, 129 Quincy rules by making application for gas ington street, October 7, girl.

## THE THEATERS

At the Novelty.

Almost any place one will hear favorable remarks about the vaudeville bill at the Novelty for the first half of this week. Some seem to think that Boudini Brothers with their accordeon work are the best, while others say the "Spooks" act with Whipple, Houston and Co. is the best, and while the first act is not very much force, the work of Bensee and Baird in "A Wee Bit o' Scotch" and the Landry brothers with their rope stunt make up for the deficiency. At the Hip.

The Gold Rooster play "The Closing Net" at the Hip yesterday added another feather in the cap of this excellent service. Howard Estabrook who the played the star role is a very capable and actor and promises to become a favorite with Topeka film fans. The play will be repeated today together with two acts of vaudeville. Tomorrow and Friday Gladys Hanson supported by George Soule Spencer in Clyde Fitche's play "The Climbers" will be the Vitagraph Blue Ribbon offering

At the Grand. The German Side of The War pic tures being shown at the Grand for the first five days fo this week are very interesting and show that the Germans are some fighters, also that they are not lacking in food supplies. The operations of the large 30 centi-meter guns are simply marvelous. The march across the mountains gives a splendid view of some of the beautiful

European scenery. Billy Clifford.

The question arises, why is the success of Billy S. Clifford in the clever musical satire "Walk This Way." Several good reasons might be given, in facts myriads of them, but the consideration of a few of the most essen sideration of a rew of the most essential will do here. First—Care has been exercised to get a bill that will make an instantaneous impression upon the people before whom it is presented. Second—Choice of a lead was carefully considred and no better one could be secured that Billy S. one could be secured that Billy S Clifford, who handles the title role Clever to the extreme as a comedian Third—In selecting a supporting com Third—In selecting a supporting company to a most capable lead, only the

After meeting Miss Freda Hempel, the Metropolitan brilliant young so-prano, the interviewer is almost at sas at his own expense and testify. It is probable that his offer may be accepted and that the Indianapolls bridge magnate will be asked to come to Topeka.

In a letter sent to the attorney general by registered mail under date of the state of the stat

This appears to be quite remarkable, because the singer has been in America scarcely a year all told. However, she reads and speaks our tongue alstudied it at all."

alleged bridge trust and your investigation thereof authorized by the last legislature. If I can be of any assistance you may call me as a witness in any of your investigations, and I will gladly come to Kansas at my own expense and testify without reservation, and will waive immunity.

"Many of the newspaper references there state or imply that you and your assistants charge that I am connected with the alleged bridge trust."

most fluently.

"Language seems to come naturally to me," continued Miss Hempel. "My ear is of course very acute, and I have at rick of repeating rapidly to myself whatever I hear said in any strange language. In this way I fix many phrases in my mind. And isn't it funny, I already known some of your siang? I think it is always clever, but my friends say it is not proper to use it."

Tickets for this attraction and for At the Cozy.

There will be much to attract and hold the attention when the public has its first showing of "The Bridge or has its first showing of "The Bridge or The Bigger Man," the Rolfe Photo-plays Inc. production just released in the program of the Metro Pictures Corporation, in which Henry Kolker, the distinguished dramatic actor, has the stellar role. The picture is at the Cozy theater today and Thursday.

# DEATHS AND FUNERALS

Mrs, Cornelius C. Adams, mother of Charles P. Adams of Topeka, died Tuesday at the home of her daughter, Mrs. W. L. French in Kansas City. Mrs. Adams lived in Topeka for twenty years before going to Kansas City. She was 73 years old at the time of her death. She is survived by three sons; Charles P. Adams, president of Adams Brothers company; Guy D. Adams and William R. Adams of Kansas City; one daughter, Mrs. W. L. French, and one niece, Miss Laura Ewing of Topeka. The funeral will be held in Ottawa.

Entertainment in Burlesque Given at the Y. W. C. A.

The Topeka High School club of the Y. W. C. A. entertained at the association building last evening with a girls' track meet. One hundred girls were present to take part in the bur-

# **SUE GAS COMPANY**

J. L. Ellis Claims Damages Amounting to \$4,150.

Result of Cold Supper at Restaurant Recently.

More woe for the local gas com-pany in the shape of a \$4,150 damage suit in the Shawnee county district court, was scheduled to be inaugurcourt. was scheduled to be inaugurated late this afternoon with the filing of the suit. J. L. Ellis, proprietor of the Subway cafe, 427 Kansas avenue, is the plaintiff and the Consumers Light, Heat and Power Co. L. G. Treleaven, receiver, is the defendant. The suit is the outgrowth of a fuss taged between Ellis and the constant. staged between Ellis and the gas com-pany August 27, 1915, when the former purchased the restaurant. Ellis states in his petition which is being handled by his attorneys. Mote and Rooney and Lashbrook and Quinton, that when he took possession of restaurant complete fixtures for the burning of gas were installed and that he complied with the company's

to be turned on.
It was stated this afternoon by Ellis's attorneys that the company de-manded payment of a sum of money in advance before furnishing the gas. At any rate, when Ellis went to cook supper that evening, something which he says caused him all kinds of humiliation and embarassment took place—the gas suddenly flickered and went out. In his petition, Ellis states that he was forced to remove his gas fixtures and humans and substitute. fixtures and burners and substitute oil and coal burners, and that he to rent an oil stove that evening to make coffee. The stove, he says, cost him \$10. The plaintiff also states that he was cooking supper that evening for about sixty persons when the gas

went out. He alleges damages to the extent of \$500 because he was not, he says, able to serve his customers. He also ac-cuses the gas company of acting in an oppressive manner toward him In all Ellis prays in his petition for actual damages of \$1,150 and exem-plary damages of \$3,000, making a

# MADE CLEAN GET AWAY

No Trace Left by Burglars of Santa Fe Watch Co.

The identity of the burgiar or burglars who smashed the show win-dow of the Santa Fe Watch company Tuesday morning, was as much of a mystery at noon today as it was when Police Officer Wyatt discovered the theft a few minutes after it was ac complished.

No trace has been found of the \$600 worth of jewelry stolen. A Pinkerton up sselfold ou speu sey at Appeared of solid equipole solid and went into star chamber conferdrifted into Topeka Tuesday evening

### the case. HIT COTTON FUTURES

Act Declared Unconstitutional by Federal Judge.

New York, Oct. 13.—Federal Judge Hough today handed down a decision declaring unconstitutional the law declaring known as the cotton futures act He rendered judgment in favor of Daniel T. Hubbard and others in a

suit to recover damages for assess-ments made and collected by the collector of internal revenue.

Following are the observations of the United States Weather Bureau for the 24 hours ending at 7 o'clock this morning:

High Low Rain or Stations—Temp, Temp, Snow.

Buffalo, N. Y. 44 58 0.
Chicago, Ill. 72 60 04
Concordia, Kans. 52 40 25
Corpus Christi, Tex. 82 70 0
Denver, Colo. 58 36 0
Des Moines, Ia. 62 56 06
Dodge City, Kan. 62 36 0
El Paso, Tex. 74 46 0
Galveston, Tex. 82 70 0
Havre, Mont. 60 40 0
Jacksonville, Fla. 80 70 01
Kansas City, Mo. 50 22
Los Angeles, Cal. 74 56 0
New Orleans, La. 72 70 6,76
New York, N. Y. 68 52 0
Phoenix, Aris. 82 50 0
St. Louis, Mo. 62 30 0
St. Louis, Mo. 62 30 0
St. Louis, Mo. 62 30 0
St. Louis, Mo. 62 48 38
Washington, D. C. 74 50 0
Wichita, Kans. 62 48 38
Washington, D. C. 74 50 0
New York Rans. 62 48 38
Washington, D. C. 74 50 0
Wichita, Kans. 62 32 00
New York, Nans. 62 32 60 THE WEATHER BEPORT.

New York Stock Market. (Close of prices for the leading stocks on The New York Stock Exchange as re-ported by Thos. J. Myers, broker, Colum-bian Bidg.)

Am. Beet Sugar. Am. Can. c.... Am. Car & Fndy. Am. Locomotive, c. 112 12444 23344 7056 13144 9245 465 8756 16554 5846 130 adian Pacific
tral Leather
tral Crucible Steel.
Erle c.
General Electric
General Electric
Great Northern, p.
Illinois Central
Inspiration
K. C. Southern, c.
Lackawanna Steel
Lehigh Valley
Louisville & Nashvill
Maxwell Motors
M. K. & T. c.
Missouri Pacific
National Lead,
Nev. Con Copper 641/2 661/4 15% 15% 100 84 116 112% 26% 777 971/4 651/4 1351/2 841/4 851/4 851/4 Nev. Cop Copper.
N. Y. Central.
N. Y. N. H. & H.
Norfolk & Western
Northern Pacific.
Ray Con Copper. U. S. Steel, p.
Utah Copper ...
Western Union
Westinghouse Electric.
Stocks where par value i
are now being quoted in 71%

New Orleans Cotton Market. New Orleans, Oct. 13.—COTTON—Spot, quiet; middling, 12.13.